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IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS FORT WORTH DIVISION

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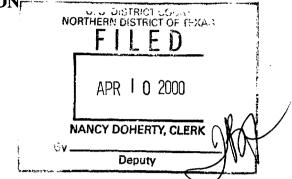
CECIL FUQUA, INDIVIDUALLY AND AS EXECUTOR OF THE ESTATE OF WYVONNE FUQUA, DECEASED, AND SUZANNE FUQUA FORD AND FRANK BARTON FUQUA,

Plaintiffs,

VS.

HORIZON/CMS HEALTHCARE CORPORATION, f/k/a HORIZON HEALTHCARE CORPORATION AND HEALTHSOUTH CORPORATION,

Defendants.



CIVIL ACTION NO. 4-98CV1087 Y

PARTIALLA AGREED ORDER TO DISMISS WITH PREJUDICE

Came on to be considered this day, Cecil Fuqua, Individually and as Executor of the Estate of Wyvonne Fuqua, Deceased, and Suzanne Fuqua Ford and Frank Barton Fuqua, Plaintiffs' Motion to Dismiss With Prejudice against Defendant HealthSouth Corporation in the above-entitled cause as a result of the parties entering into a Compromise Settlement Agreement Including Guaranty Agreement. The Court, after having reviewed the pleadings in this cause, is of the opinion that the Motion to Dismiss with Prejudice should be GRANTED.

ENTERED ON DOCKET

APR + 12000

U.S. DISTRICT CLERKS OFFICE

AGREED ORDER TO DISMISS WITH PREJUDICE - PAGE 1



IT IS THEREFORE ORDERED that Plaintiffs' case against Defendant HealthSouth

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Corporation is dismissed with prejudice as to refiling of same and all costs are taxed against the party incurring same.

SIGNED this _____ day of April, 2000.

UNITED STATES DISTRICT JUDGE TERRY R. MEANS